

IN THE UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF TEXAS  
MARSHALL DIVISION

PA ADVISORS, LLC,	§	
Plaintiff,	§	
	§	
v.	§	Civil Action No. 2:07-cv-480-RRR
	§	
GOOGLE INC., et al.,	§	
	§	JURY TRIAL DEMANDED
Defendants.	§	
	§	

**AGREED MOTION REQUESTING THAT**  
**MARCH 1, 2010 FINAL PRE-TRIAL CONFERENCE OCCUR IN WASHINGTON, D.C.**

Plaintiff nXn Tech, LLC (f/k/a PA Advisors, LLC) (“nXn”) and Defendant Google Inc. (“Google”) respectfully file this motion requesting that the pre-trial conference, currently scheduled to proceed via WebEx on March 1, 2010, take place instead with all parties appearing through counsel—in person—in Washington, D.C:

1. At a hearing before the Court on December 28, 2009, the Court broached the topic of the format for the March 1, 2010 pre-trial conference. The parties stated that they would be amenable to proceeding in whatever format the Court preferred. The Court suggested that it would save time for all parties if the March 1 pre-trial conference proceeded in the same format as that December 28 hearing, via WebEx. *See* Dec. 28, 2009 Transcript at 69:5-8.

2. Upon considering the nature and extent of the issues to be addressed at the final pre-trial conference on March 1, 2010, nXn and Google consider that an in-person pre-trial conference, in Washington, D.C., would be helpful and efficient for that proceeding, subject to the Court’s approval. Defendant Yahoo! Inc. does not believe that an in-person conference is necessary, but it will not oppose this motion.

3. nXn and Google therefore jointly propose that the Court permit the March 1, 2010 pre-trial conference to proceed in Washington, D.C., according to whatever procedure, timing, and arrangements the Court may require to make that accommodation.

Respectfully Submitted,  
By: /s/ Elizabeth A. Wiley

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*Attorneys for Defendant Yahoo! Inc*

### **CERTIFICATE OF SERVICE**

I hereby certify that the counsel of record who are deemed to have consented to electronic service are being served today with a copy of this document via the Court's CM/ECF system per Local Rule CV-5(a)(3). Any other counsel of record will be served by electronic mail, facsimile transmission and/or first class mail on this same date.

January 21, 2010

\s\ Elizabeth A. Wiley  
Elizabeth A. Wiley